Supporting National Security

TACOM APBI

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Commerce Role Defense Priorities and Allocations System (DPAS)

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Defense Priorities and Allocations System (DPAS) Regulations

(15 CFR 700)

DPAS Objectives

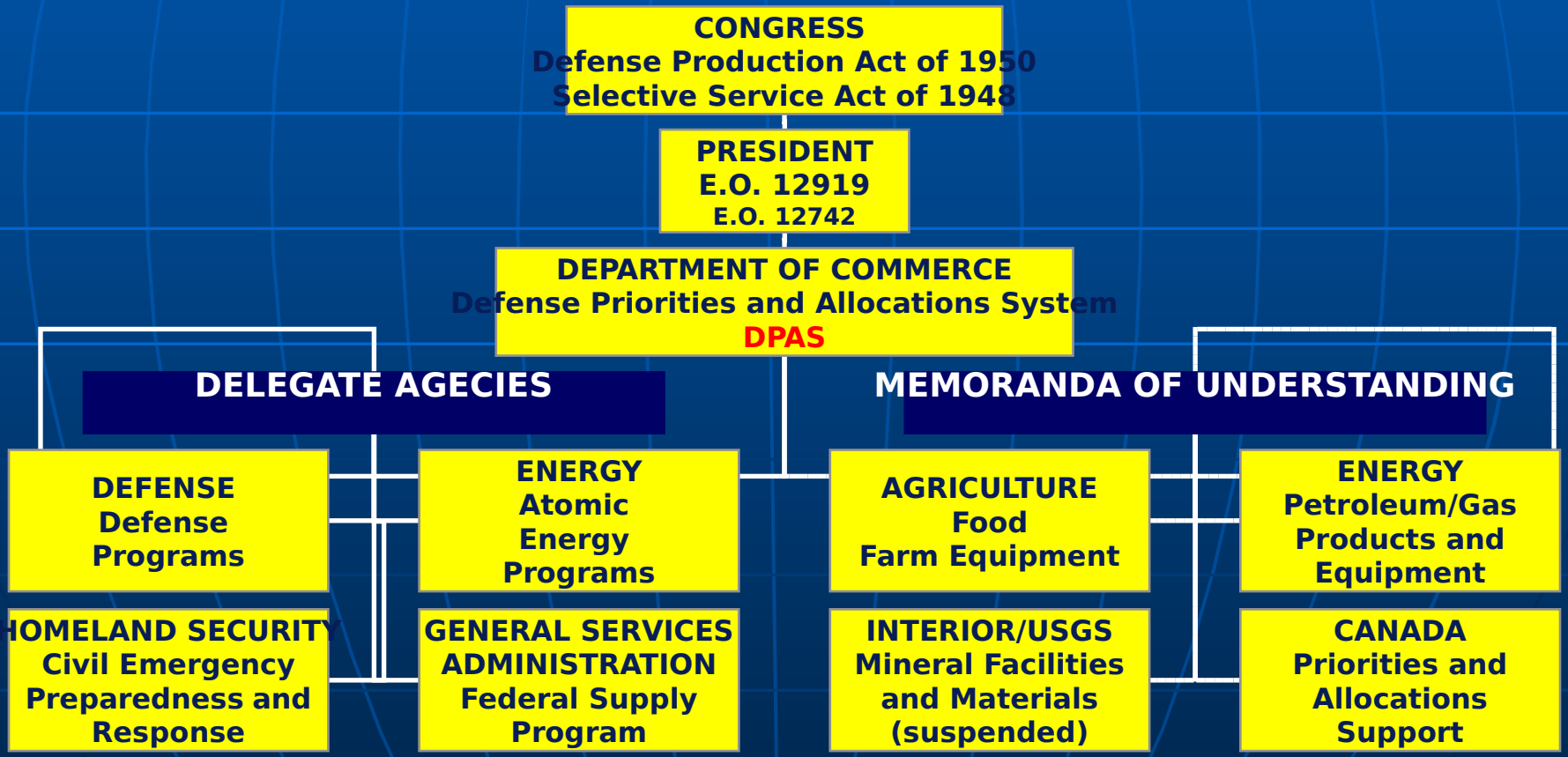
- Keep Current Defense And Emergency Preparedness Programs On Schedule
- Provide System For Rapid Industrial Response (Acceleration / Expansion) In A National Emergency
- Minimize Disruption To Normal Company Commercial Activities

DPAS Legal Authority

- Defense Production Act of 1950
  - Acceptance And Priority Performance On Rated Contracts And Orders
  - Allocation Of Materials, Services, And Facilities Essential To The National Defense

- Stafford Act (1994 revision)
  - Priorities Authority Is Used For “Hazards”
    - **Catastrophic Natural Disaster**
    - **Man-Caused (Terrorism) Event**
    - **DO-N1 Priority Rating**

Commerce Delegation of DPA (Title I) Priorities and Allocations Authority for Industrial Resources



Responding to a "Rated Order" Industry Actions

- Mandatory Acceptance Of Rated Orders
  - Except As Provided By The Rules
- Preferential Scheduling Of Rated Orders
  - Timely Delivery To Customers
- Mandatory Extension Of Priority Ratings
  - Timely Delivery From Vendors And Suppliers

DPAS In The Current Environment

- DOD Applies DPAS To 750,000 Contract Actions Annually
- DPAS Is Used To Make Sure American Men And Women Stay Safe And Prepared
- Apply Priority Rating – Insurance Policy
- Give Field Commanders Critical Items And Tools Necessary To Do Their Jobs

DPAS Responds to the 21st Century Challenges

- Shrinking / Globalizing Defense Industrial Base
- DOD Commercial (COTS) Sourcing Initiatives And Dual-Use Products
- Supports Industry's Just-In-Time Production And Delivery Practices

Special Priorities Assistance Program Manager Actions

- Investigate Assumptions and Facts to Determine Possible Remedies
- Coordinate With Affected parties
- Negotiate An Acceptable Solution

Special Priorities Assistance Official Actions

- Directive – Order Requiring Supplier To Deliver Or Take Other Action Within A Specified Time Frame
- Letter Of Understanding – Informal Agreement With Supplier To Expedite Delivery or Take Other Action
- Rating Authorization – To Authorize Use Of A Priority Rating By A Foreign Entity Or Other USG Agency

COMPLIANCE

- Criminal Prosecution
- Defense Production Act $10,000
  Fine, 1 Year in Prison, Or Both
- Selective Service Act $50,000
  Fine, 3 years In Prison, Or Both

- Civil Injunction Under DPA
- - Prohibit Action
- - Enforce Compliance

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